IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

| | | |
|---|---|---|
| **OURPET'S COMPANY**, | ) | |
| | ) | |
| Plaintiff, | ) | Case No 1:13-cv-2550 |
| | ) | |
| v. | ) | Judge Gaughan |
| | ) | |
| **ARJAN IMPEX**, | ) | **JOINT STATUS REPORT** |
| | ) | |
| Defendant. | ) | |
| | ) | |
| | ) | |

NOW COME the parties, jointly, through their respective undersigned counsel, and hereby submit a joint status report.

I. Settlement.

As to settlement, the parties continue to work diligently on concluding a settlement agreement that will result in dismissal of this litigation. To this end, a settlement agreement has been sent back and forth several times. The parties continue to work diligently on settlement efforts.

II. Proposed new dates.

As to moving forward, if it pleases the Court to set a new case schedule and move forward with the litigation at this time, the parties propose the following new dates:

| | | |
|---|---|---|
| 11/14/14 | Exchange of final claim terms for | LPR 4.1(c) |

| | | |
|---|---|---|
| | construction | |
| 11/21/14 | Exchange of proposed constructions and supporting evidence; and, Plaintiff to serve validity and enforceability contentions | LPR 4.2(a), (b)<br><br>LPR 3.7 |
| 11/25/14 | Exchange of final claim constructions | LPR 4.2(c) |
| 12/12/14 | Disclosure of claim construction expert(s) and report(s), if any | LPR 4.3(a) |
| 12/12/14 | Opening claim construction submissions | LPR 4.4(a) |
| 1/9/15 | Disclosure of rebuttal claim construction expert(s) and report(s), if any | LPR 4.3(b) |
| 1/9/15 | Responsive claim construction submissions | LPR 4.4(b) |
| 1/14/15 | Joint claim construction and prehearing statement | LPR 4.5 |
| 1/16/15 | Last day to complete expert claim construction depositions | LPR 4.3(c) |
| 1/16/15 | Disclosure of reliance on advice of counsel | LPR 4.8 |

Claim construction hearing to be scheduled by Court after 1/16/15.

Further dates will be addressed after claim construction is concluded.

Most Respectfully Submitted,

**/s/ David A. Welling**
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## CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing was served on all counsel via electronically on the date electronically time-stamped above.

**/s/ David A. Welling**
**DAVID A. WELLING (0075934)**

*Counsel for the Plaintiff*